



U.S. Department of Justice

United States Attorney
Southern District of New York

The Silvio J. Mollo Building
One Saint Andrew's Plaza
New York, New York 10007

November 3, 2017

BY ECF

Honorable Colleen McMahon
Chief United States District Judge
Southern District of New York
500 Pearl Street
New York, New York 10007

USDC SDNY
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Re: *United States v. Craig Carton and Michael Wright*, 17 Cr. 680 (CM)

MEMO ENDORSED

Dear Chief Judge McMahon:

The grand jury returned the above-referenced Indictment yesterday, November 2. An arraignment and initial conference is scheduled before Your Honor for Wednesday, November 8 at 4:00 p.m. From speaking with defense counsel, the Government understands that counsel for Mr. Carton is unavailable on Monday and that counsel for defendant Wright is unavailable on Tuesday.

Accordingly, the Government respectfully requests that time under the Speedy Trial Act be excluded until November 8. The Government submits that the exclusion of time will serve the best interests of the public and the defendants in a speedy trial because it will allow for continuity of counsel, see 18 U.S.C. § 3161(h)(7)(B)(iv), and will allow the Government to begin producing discovery. Counsel for defendant Carton consents to this request; counsel for defendant Wright does not. Enclosed please find a proposed order for the Court's consideration.

Respectfully submitted,

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11/6/2017
I would have seen the
defendants today but counsel
are unavailable until Wednesday.
It is not the government's fault.
Exclude time from November 3-
8 due to the unavailability of defense
counsel. See you Wednesday.